

Docket # 6299

IFW

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

GUGLIELMO BIAGIOTTI

U.S. Serial No. 10/830,082

Group Art Unit 1772

Filed: April 23, 2004

Examiner: D. Loney

METHOD AND DEVICE FOR PRODUCING AN EMBOSSED WEB MATERIAL AND PRODUCT MADE  
IN THIS WAY

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is an amendment / ~~a response~~ in the above-  
identified application.

- No additional fee is required.  
 An additional fee is required as calculated below -

	Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	Small Entity Rate	Other Than A Small Entity Addnl.	Small Entity Rate	Other Than A Small Entity Addnl.
Total	<u>68</u>	Minus * <u>69</u>	<u>0</u>	x \$ 25	\$ _____	x\$ 50	\$ <u>0.00</u>
Indep	<u>09</u>	Minus * <u>09</u>	<u>0</u>	x \$100	\$ _____	x\$200	\$ <u>0.00</u>
First Presentation of Mul Dep Claim.....							x\$360 \$ _____
Total Additional Fee.....							\$ <u>0.00</u>

\* The "Highest Number Previously Paid For" (Total or Independent) is the highest number of claims filed originally or highest number found from equivalent box of a prior amendment.

This response is being filed within the period for response.

Applicant(s) hereby petition for an extension from the date of the Examiner's Action as follows:

<input type="checkbox"/> First-Month Extension.....	\$ 60.00 / \$ 120.00
<input type="checkbox"/> Second-Month Extension.....	\$ 225.00 / \$ 450.00
<input type="checkbox"/> Third-Month Extension.....	\$ 510.00 / \$1020.00

Small entity status of this application has been established.

A Check in the amount of \$ 0.00 is attached hereto. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02-3690 of the undersigned attorney. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

By Mary J. Breiner  
Mary J. Breiner, Reg. No. 33,161  
Attorney of Record

Date: May 31, 2005  
(703) 684-6885

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"PATENT APPLICATION"

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In re Application of

GUGLIELMO BIAGIOTTI

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D. Loney, Examiner

METHOD AND DEVICE FOR PRODUCING  
AN EMBOSSED WEB MATERIAL AND  
PRODUCT MADE IN THIS WAY

Alexandria, Virginia  
May 31, 2005

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

RESPONSE TO NOTICE OF  
NON-COMPLIANT AMENDMENT

Dear Sir:

This is in response to the Notice of Non-Compliant Amendment mailed May 20, 2005. The Notice states that the new claims should start with claim 54 since the original set of claims were claims 1-53.

The captioned application is a continuation of serial number 09/601,842 which is the U.S. National phase of International Application NO. PCT/IT99/00051. Applicant advises that while the claims as filed in the International application were claims 1-53, that the claims were amended during International prosecution per the International Preliminary Examination Report (IPER) (IPER with amended

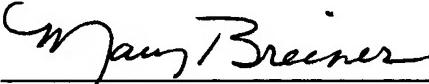
6299/USSN 10/830,082  
Group Art Unit 1772

claims filed April 23, 2004) to read as claims 1-49 per PCT rules. Accordingly, upon entry into the U.S. National phase, the claims were claims 1-49. Thus, applicant's preliminary amendment filed April 23, 2004 is correct.

However, to move forward to prosecution in the event the Patent Office does not recognize the amendment in the International stage, applicant is submitting herewith a second preliminary amendment with the claims renumbered and identified starting with claim 54.

Respectfully submitted,

GUGLIELMO BIAGIOTTI

By   
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Attachment - Second Preliminary Amendment